

Applicants : Patrick Gane, Matthias Buri and Michael Kaessberger
Appl. No. : 10/532,475 (National Stage of PCT/IB2003/005082)
Filed : February 27, 2006

REMARKS

Claims 1-29 were pending in the subject application. By this amendment, Claims 1-29 have been canceled without prejudice or disclaimer to applicants' right to pursue these claims in a later-filed continuation or divisional application, and replaced with new Claims 30-72. New Claims 30-72 are supported by the application as filed and Claims 1-29. Accordingly, entry of the foregoing claim amendments is respectfully requested.

35 U.S.C. 112 Rejections

Claims 1-29 were rejected under 35 U.S.C. 112, second paragraph as indefinite, for failing to include process steps in certain claims and for including broad and narrow ranges in the same claim. It is noted that the "use" claims have been canceled, while "method" Claims 13 and 18 have been rewritten as new Claims 48 and 58 to include processing steps. In view of the claim amendments, it is believed that the rejection under 35 U.S.C. 112, second paragraph, is moot. Accordingly, reconsideration and withdrawal of this rejection is respectfully requested.

35 U.S.C. 101 Rejections

Claims 1-6, 13-15, 18-20, 23-25 and 27-29 were rejected under 35 U.S.C. 101 for referring to a use without setting forth any steps involved in the process. It is noted that the "use" claims have been canceled, while "method" Claims 13 and 18 have been rewritten as new Claims 48 and 58 to include process steps. Claims 27-29 have been rewritten as new Claims 64-66 and 70-72, and are believed to comply with 35 U.S.C. 101. In view of the claim amendments, it is believed that the rejection under 35 U.S.C. 101 is moot. Accordingly, reconsideration and withdrawal of this rejection is respectfully requested.

Supplemental Information Disclosure Statement

In accordance with the duty of disclosure under 37 C.F.R. §1.56, applicants would like to direct the Examiner's attention to the attached form PTO/SB/08A and B (2 pages). Copies

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of the non-U.S. patent items listed on form PTO/SB/08A are also included. A check is enclosed to cover the \$180 fee for consideration of the Information disclosure Statement.

Additional Claim Fees

At the time of filing, applicants paid for twenty-nine (29) claims. With this amendment, an additional claims fee of \$676 is due (13 x \$52). The enclosed check covers the additional claims fee.

Conclusion

In view of the amendments and remarks made hereinabove, reconsideration and withdrawal of the rejections set forth in the March 23, 2009 Office Action and passage of the pending claims to allowance are respectfully requested. If there is any minor matter preventing the allowance of the subject application, the Examiner is requested to telephone the undersigned attorney.

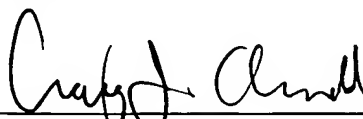
No fee, other than the \$1110 three month extension of time fee, the \$180 Information Disclosure Statement fee, and the \$676 additional claims fee, is deemed necessary in connection with the filing of this Amendment. However, if any fee is required to preserve the pendency of the subject application, authorization is hereby given to charge the amount of any such fee to Deposit Account No. 01-1785. Overpayments may also be credited to Deposit Account No. 01-1785.

Respectfully submitted,

AMSTER, ROTHSTEIN & EBENSTEIN LLP
Attorneys for Applicants
90 Park Avenue
New York, NY 10016
(212) 336-8000

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September 18, 2009

By: _____


Craig J. Arnold
Registration No. 34,287